



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL NOs.6904 & 7845 of 2026
CNR Nos. ODHC010498112026 & ODHC010572762026
(In the matter of applications under Section 483 of
BNSS, 2023).

Aman Kumar Digal @ Amal Digal
(In BLAPL No.6904 of 2026)
Rakesh Digal
(In BLAPL No.7845 of 2026)

... Petitioners

Mr. J.K.Panda, Advocate
(in BLAPL No. 6904 of 2026)
Mr.S.Dash, Advocate
(in BLAPL No. 7845 of 2026)

-versus-

State of Orissa

... Opposite Party

Mr. T.K.Acharya, Addl. PP

CORAM: JUSTICE G. SATAPATHY

DATE OF HEARING & JUDGMENT:03.09.2026(ORAL)

G. Satapathy, J.

1. Since these two bail applications arise out of one and same case record, the same are heard together and disposed of by this common order with the consent of the learned counsel for the parties.

2. These are the bail applications U/S.483 of BNSS by the petitioners for grant of bail in connection with Biridi PS Case No.311 of 2025 corresponding to CT Case No.389 of 2025 pending in the file of learned



Sessions Judge-cum-Special Judge, Jagatsinghpur, for commission of offences punishable U/Ss.20(b)(ii)(C) of NDPS Act, on the main allegation of transporting 28.335Kgs of Contraband Ganja in a Swift car bearing Regd. No.OD-05-BB-0845.

3. Heard, Mr. Judgal Kishore Panda, learned counsel for the petitioner in BLAPL No. 6904 of 2026; Mr.Satyabrata Dash, learned counsel for the petitioner in BLAPL No. 7845 of 2026 and Mr. T.K.Acharya, learned Additional Public Prosecutor in the matter and perused the record. On being queried about the criminal antecedent of the petitioners, Mr. Panda & Mr.Dash jointly volunteers to withhold bail to the concerned petitioner(s), if he/they is/are found to have any criminal antecedent for commission of offence under NDPS Act.

4. Admittedly, the petitioners were taken into custody on 15.12.2025, but in the meantime, charge sheet has already been submitted, however, the trial is yet to commence and there are 16 charge sheeted



witnesses and, therefore, the trial would take some time. In the peculiar facts and circumstance of the case and on consideration of materials placed on record together with claim of the petitioners for not having any criminal antecedent, the petitioners would be considered to have satisfied the conditions of Section 37 of NDPS Act, if they are not having any criminal antecedent for commission of offences under NDPS Act.

5. For the reasons stated hereinabove and taking into account the custody period of the petitioners, this Court without expressing any view on merit admits each of the petitioners to bail, but subject to verification of their criminal antecedent for commission of offence under NDPS Act.

6. Hence, these two bail applications of the petitioners namely Aman Kumar Digal @ Aman Digal (In BLAPL No.6904 of 2026) and Rakesh Digal (In BLAPL No.7845 of 2026) are allowed and each of the petitioners is allowed to go on bail on furnishing bail bonds of Rs.1,00,000/- (Rupees One Lakh) with two



solvent sureties each for the like amount to the satisfaction of the learned Court in seisin of the case on such terms and conditions as deem fit and proper by it.

In view of the specific submission as advanced for the petitioners, the benefit of this order shall not be extended to the concerned petitioner(s), if he/they is/are found to have any criminal antecedent of similar nature for commission of offences under NDPS Act.

7. Accordingly, both the BLAPLs stand disposed of. A soft copy of this order be immediately communicated to the concerned Court, who shall afterwards communicate the same to the concerned Jail through e-mail for reference.

(G. Satapathy)
Judge

*Orissa High Court, Cuttack,
Dated the 3rd day of September, 2026/Kishore*